



FEDERAL ELECTION COMMISSION  
WASHINGTON, D.C. 20463

RQ-2

David A. Alpert, Assistant Treasurer  
New York State Democratic Committee  
60 Madison Avenue, Suite 1201  
New York, NY 10010

SEP 9 1998

Identification Number: C00143230

Reference: July Quarterly Report (4/1/98-6/30/98)

Dear Mr. Alpert:

This letter is prompted by the Commission's preliminary review of the report(s) referenced above. The review raised questions concerning certain information contained in the report(s). An itemization follows:

-Your calculations for Lines 6(d) and 8, Column B appear to be incorrect. FEC calculations disclose these amounts to be \$804,859.82 and \$111,092.43, respectively. Please provide the corrected totals on the Summary Page.

-Schedule A of your report (pertinent portion(s) attached) discloses contributions from corporations and labor organizations. 2 U.S.C. §441b(a) prohibits the receipt of contributions from corporations and labor organizations unless made from separate segregated funds established by the corporations and labor organizations.

If the contributions in question were incompletely or incorrectly disclosed, you should amend your original report with clarifying information. If you have received prohibited contributions, you must transfer-out the impermissible funds to an account not used to influence federal elections or refund the full amount to the donors in accordance with 11 CFR §103.3(b). In the best interest of your committee, all transfers-out and refunds should be made within thirty days of the treasurer's receipt of the impermissible funds. In order to protect the donor's interests, the Commission recommends that you inform the contributors in writing to provide the

NEW YORK STATE DEMOCRATIC COMMITTEE  
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donor(s) with the option of receiving a refund or granting written authorization for a transfer to another account.

Please inform the Commission of your corrective action immediately in writing and provide a photocopy of your check for the transfer-out or refund. In addition, any transfers-out or refunds should be disclosed on Schedule B supporting Line 22 or 28 of the report covering the period during which the transaction was made.

Although the Commission may take further legal action concerning the acceptance of prohibited contributions, prompt action by your committee to transfer-out or refund the amount will be taken into consideration.

-On Schedule H2 of your report you disclose the ratio for the Fife Event to be 63% FEDERAL and 37% NON-FEDERAL. However, your Schedule H4 calculations reflect the ratio to be 37% FEDERAL and 63% NON-FEDERAL. Please amend your report to clarify this discrepancy.

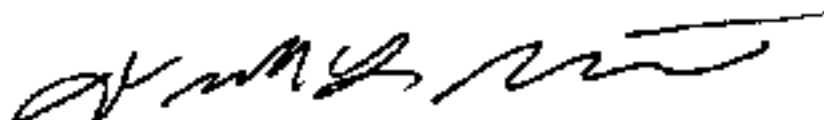
Please note that if your non-federal account has overpaid your federal account because of this miscalculation, it will be necessary to immediately transfer these funds back to the non-federal account. While the Commission may take further legal action concerning any impermissible overpayments by the non-federal account, your prompt action will be taken into consideration.

-Your EVENT YEAR-TO-DATE calculations for Administrative/Voter Drive costs and the Fife Event, Fall Victory Luncheon and Holiday Party 1997 fundraising events are incorrect. EVENT YEAR-TO-DATE totals for administrative and voter drive costs are derived by aggregating all disbursements during the calendar year for the whole Administrative/Voter Drive category. EVENT YEAR-TO-DATE totals for fundraising, direct candidate support, and exempt activities are derived by aggregating all disbursements during the calendar year within a specific event. These should be calculated by adding the latest disbursement for a category or event to the previous EVENT YEAR-TO-DATE total for that category or event. This running EVENT YEAR-TO-DATE total should be disclosed after each disbursement is listed. Please amend your report by providing the correct EVENT YEAR-TO-DATE totals.

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A written response or an amendment to your original report(s) correcting the above problem(s) should be filed with the Federal Election Commission within fifteen (15) days of the date of this letter. If you need assistance, please feel free to contact me on our toll-free number, (800) 424-9530. My local number is (202) 694-1130.

Sincerely,

A handwritten signature in black ink, appearing to read 'Donald L. Averett', written in a cursive style.

Donald L. Averett  
Senior Reports Analyst  
Reports Analysis Division

## SCHEDULE A ITEMIZED RECEIPTS

Use separate schedule(s)  
for each category of the  
Detailed Summary Page

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For Line Number  
11c

## Contributions from Other Political Committees (such as PACs)

Any information copied from such Reports and Statements may not be sold or used by any person for the purpose of soliciting contributions or for commercial purposes, other than using the name and address of any political committee to solicit contributions for such committee.

NAME OF COMMITTEE (in full)  
NEW YORK STATE DEMOCRATIC COMMITTEE

Full Name, Mailing Address & Zip Code American Federation Of State, County An 1625 L Street, N.W. N.W. Washington, DC 20036	Name of Employer AFSCME	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation International President	06/23/98	1000.00
Aggregate Year To Date > \$ 1000.00			
Full Name, Mailing Address & Zip Code Drive Political Fund 25 Louisiana Avenue, NW NW Washington, DC 20001	Name of Employer	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation	05/07/98	2500.00
Aggregate Year To Date > \$ 5000.00			
Full Name, Mailing Address & Zip Code Federal Express Political Action Committ 1980 Nonconah Boulevard  Memphis, TN 38132	Name of Employer	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation	04/07/98	1000.00
Aggregate Year To Date > \$ 1000.00			
Full Name, Mailing Address & Zip Code Ferraro for Senate '98 373 Park Avenue South 9th Floor New York, NY 10016	Name of Employer	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation	05/21/98	500.00
Aggregate Year To Date > \$ 500.00			
Full Name, Mailing Address & Zip Code Hamm's Entertainment, Inc. 203 Third Street, NE NE Washington, DC 20002	Name of Employer Hamm's Entertainment, Inc.	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation Lobbyist	04/16/98	1000.00
Aggregate Year To Date > \$ 1000.00			
Full Name, Mailing Address & Zip Code National Committee to Preserve Social S 10 G Street, NE NE Washington, DC 20002-4215	Name of Employer National Committee to Preserve Social	Date(month day, year)	Amount of Each Receipt this period
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation Executive Vice President	04/30/98	1000.00
Aggregate Year To Date > \$ 1000.00			

SUBTOTAL of Receipts This Page (optional)-----&gt;

7000.00

TOTAL This Period(last page this line number only)----&gt;

7000.00

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NAME OF COMMITTEE (In Full)  
NEW YORK STATE DEMOCRATIC COMMITTEE

Full Name, Mailing Address & Zip Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
Nita Lowrey For Congress P.O. Box 271  White Plains, NY 10605		05/13/98	1000.00
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation		
	Aggregate Year To Date > \$ 2000.00		
Full Name, Mailing Address & Zip Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
Rangel For The 106th Congress P.O. Box 5577  Manhattanville Station, NY 10027		04/18/98	2000.00
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation		
	Aggregate Year To Date > \$ 4000.00		
Full Name, Mailing Address & Zip Code	Name of Employer	Date (month, day, year)	Amount of Each Receipt this period
United Food And Commercial Workers Inte 1775 K Street, NW NW Washington, DC 20006-1598		05/07/98	3000.00
Receipt for: <input type="checkbox"/> Primary <input type="checkbox"/> General <input type="checkbox"/> Other (specify)	Occupation		
	Aggregate Year To Date > \$ 4000.00		

SUBTOTAL of Receipts This Page (optional) ----->

6000.00

TOTAL This Period (last page this line number only) --->

13000.00

